IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 24424 of 2004

Between:

Tottempudi Sambasiva Rao S/o Ramakotaiah
R/o 101, Aluri Residential Complex, Bhagyanagar

Co.operative Housing Society, KPHB Colony, Kukitpally,

Hyderabad

... PETITIONER

AND

1 The Alwal Municipality, rep by Commissioner, Alwal

Municipality, Ranga Reddy District
2 K. Chiatanya S/o Late. Ganganna EX. Service (Army) R/o H.

NO. 160/3, Rudra Road, Lothukinta, Secunderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the 1st respondent against the illegal construction that are being carried out by the 2nd respondent in the petitioner site bearing Plot Nos. 10-B and 11-A in Survey No. 461 having obtained the approval for plot in survey No. 458 as illegal, arbitrary mala fide, unjust and against the principles of natural justice and consequently direct the 1st respondent to stop such illegal constructions of the 2nd respondent and to demolish the constructions that are already made.

Counsel for the Petitioner: MR.K.SARVA BHOUMA RAO

Counsel for the Respondent No.: MR.P.RADHAKRISHNA

The Court, at the admission stage, made the following:

ORDER:

Learned counsel for the petitioner seeks permission to withdraw the writ petition with liberty to initiate proceedings before the appropriate authority.

Permission is granted.

The writ petition is accordingly dismissed as withdrawn.

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N.V. RAMANA, J

December 29, 2004

Note: Furnish copy tomorrow

(B/o)

MRR / SVV

ASSISTANT REIGSTRAR

// TRUE COPY //

SECTION OFFICER

Copy to:

1 The Commissioner, Alwal Municipality, Alwal

Municipality, Ranga Reddy District

2 Two C.D. Copies.